



Integrity - Service - Excellen ce

Modifications

Date: 29 Mar 2007

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Objectives



- Definitions
- FAR References
- Unilateral Modifications
- Bilateral Modifications
- Modification Authority Chart
- Extensive tutorial



Definitions



- A unilateral modification is a contract modification signed only by the contracting officer (FAR 43.103(b)).
- A bilateral modification is a contract modification that is signed by both the contractor and the contracting officer (FAR 43.103(a)).



Unilateral Modifications



- Signed only by the Contracting Officer.
- Effective date is the date it is issued.
 - The date signed by the Contracting Officer should be the same as the effective date.
- For a unilateral modification to be placed into effect it must change hands.



Unilateral Modifications Cont.



- Making administrative changes (correction of typographical errors, accounting and appropriation data, paying office, mailing address) that do not affect the substantive rights of the parties.
 - Standard form 30, block13B applies. No authority needs to be cited.
- Issuing change orders under the authority of the applicable "changes" clause.
 - Standard form 30, block 13A applies. Cite the appropriate changes clause as authority.



Unilateral Modifications Cont.



- Issuing termination notices (T for C/D).
- Exercising options.
- Suspension of work/stop work notices.
 - Standard form 30, block 13D applies. Cite the appropriate contract clause as authority.





Commercial Modification (Continued)

- IAW 52.212-4 (c)
 - Changes. "Changes in the terms and conditions of this contract may be made only by written agreement of the parties."





- Making changes within the general scope of the contract as authorized by various clauses or provisions within the contract.
- Cite the appropriate clause in Block 13C of the SF30.
- Typical citations and examples:
 - Changes clause for changes in specs/SOW, delivery, work hours, materials, etc.
 - Default clause for time extensions agreed as result of un-excusable contractor delays.
 - Disputes clause for funding payment as result of claims.





- Option clause for extending the term of contract when other changes are also being made that require contractor agreement.
- Excusable delays clause for time extensions when contractor delays are beyond the contractor's control.
- Differing site conditions clause for equitable adjustment in price/time of performance.
- Suspension of work clause for adjustment of price as result of CO unreasonable delay actions.





- Government delay of work clause for adjustment in price/delivery as result of CO unreasonable delay actions.
- Termination for convenience clause for funding negotiated settlement.
- Fair labor standards act and service contract act price adjustment clause for funding price adjustment as a result of a change in wage determination.





Basic Rules of Contracting

- Can a modification document stand on its own?
 - No, there must be a MFR and/or other supporting documentation in the file.
 - There should be something requesting the change
 - If it has something to do with pricing, there should be documentation as to the reasonableness of the price change
 - There should generally be coordination with the customer
 - These records should be in both the soft copy in PD² and the hardcopy file





■ The following table is a guide for buyers and COs to help determine the appropriate authority for modification issuance. The specific facts surrounding the individual modification should always be analyzed. The general rule is to cite the explicit authority, which is that authority expressly written into the contract, before citing a more general authority such as Title10 USC chapter 137 General Modification Authority.





U.S. AIR FORCE

Modification Subject	Authority
Award fee, payment of	Award Fee Clause in Section H
Base support, the furnishing of	AFMC FARS 52.245-9004 Base Support
Data, adding of (within the limits of the J&A)	FAR 52.243-1 ChangesFixed Price, 52.243-2 ChangesCost Reimbursement, or 52.243-3 Changes Time-and- Material or Labor-Hour
Data, changing or revising	FAR 52.243-1 ChangesFixed Price, 52.243-2 ChangesCost Reimbursement, or 52.243-3 Changes Time-and- Material or Labor-Hour
Defects in supplies, correction of	Warranty clause or Correction of Deficiency Clause in Section H
Defective cost or pricing data, price reduction for	FAR 52.215-10 Price Reduction for Defect Cost or Pricing Data or 52.215-11 Price Reduction for Defective Cost or Pricing
Definitization of a Change Order	FARata-2-243dffchangesFixed Price, 52.243-2 ChangesCost Reimbursement, or 52.243-3 Changes Time-and- Material or Labor-Hour
Definitization of a Letter Contract	FAR 52.216-25 Contract Definitization
Delivery, change in the place of	FAR 52.243-1 ChangesFixed Price, 52.243-2 ChangesCost Reimbursement, or 52.243-3 Changes Time-and- Material or Labor-Hour
Delivery, schedule extension (CR)	FAR 52.249-14 Excusable Delays
Delivery, schedule extension (FP)	FAR 52.242-17 Government Delay of Work or 52.249-8 Default Fixed-Price Supply and Service





U.S. AIR FORCE

Designs, drawings, specification, and SOW, change in	FAR 52.243-1 ChangesFixed Price, 52.243-2 ChangesCost Reimbursement, or 52.243-3 Changes Time-and- Material or Labor-Hour
Drawings, designs, specification, and SOW, change in	FAR 52.243-1 ChangesFixed Price, 52.243-2 ChangesCost Reimbursement, or 52.243-3 Changes Time-and- Material or Labor-Hour
ECP, incorporation of	FAR 52.243-1 ChangesFixed Price, 52.243-2 ChangesCost Reimbursement, or 52.243-3 Changes Time-and- Material or Labor-Hour
Economic Price Adjustment (EPA)	FAR 52.216-2 Economic price AdjustmentStandard Supplies 52.216-3 Economic Price AdjustmentSemistandard Supplies 52.216-4 Economic Price AdjustmentLabor and Material
Funding an overrun (fully funded cost reimbursement (CR) contract)	FAR 52.232-20 Limitation of Cost
Funding, increase of (fixed-price contract)	DFARS 252.232-7007 Limitation of Government's Obligation
Funding, increase of (incrementally funded CR contract)	FAR 52.232-22 Limitation of Funds
GFP (Government Furnished Property), disposition of	FAR 52.245-4 thru 7
GFP, increase or decrease of	FAR 52.245-4 thru 7
GFP, replacement of	FAR 52.245-4 thru 7
GFP, repair of	FAR 52.245-4 thru 7
Incentive price revision (FPIF), final price	FAR 52.216-16 Incentive Price RevisionFirm Target
revision or funding to ceiling	1/





Incentive price revision (FPIS), establishing a firm-fixed price or firm targets	FAR 52.216-17 Incentive Price RevisionSuccessive Targets
Make or buy program, changes in	FAR 52.215-9 Changes or Additions to Make-or-Buy Program
New work, requiring J&A	Cite the appropriate exemption to CICA (10 U.S.C. 2304 (c) (1) thru (7))
Option, exercise of (IAW contract, unilateral)	FAR 52.217-6 Option for Increased Quantity, 52.217-7 Option for Increased QuantitySeparately-Priced Line Item 52.217-8 Option to Extend Services, or 52.217-9 Option to Extend the Term of the Contract
Option, exercise of (not IAW contract, bilateral)	Cite the appropriate exemption to CICA (10 U.S.C. 2304 (c) (1) thru (7))
Other Modifications, not explicitly authorized under the contract	TITLE 10 USC Chapter 137, General Modification Authority.
Packing or shipment, change in the method of	FAR 52.243-1 ChangesFixed Price, 52.243-2 ChangesCost Reimbursement, or 52.243-3 Changes Time-and- Material or Labor-Hour



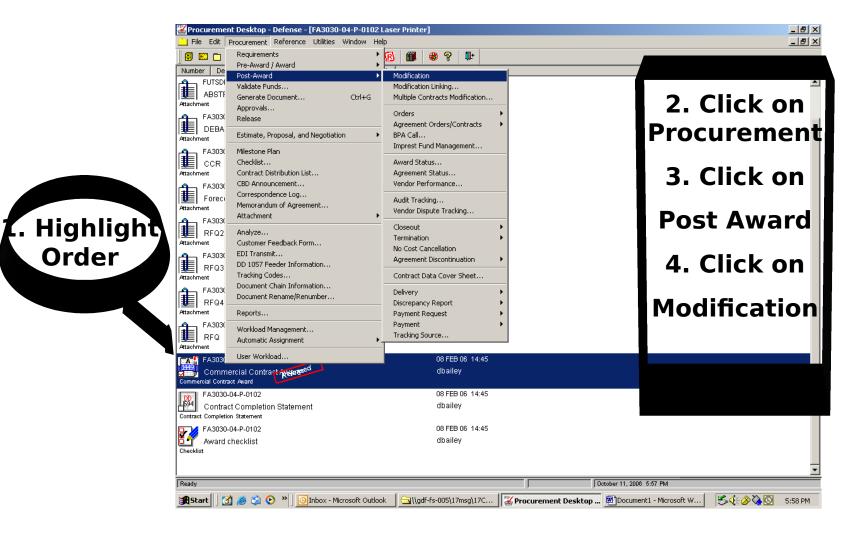


Progress payments, adding after award	FAR 52.232-16 Progress Payments
Progress payments, increasing rate or liquidation rate	FAR 52.232-16 Progress Payments
Shipment or packing, change in the method of	FAR 52.243-1 ChangesFixed Price, 52.243-2 ChangesCost Reimbursement, or 52.243-3 Changes Time-and- Material or Labor-Hour
SOW, specification, designs, and drawings, change in	FAR 52.243-1 ChangesFixed Price, 52.243-2 ChangesCost Reimbursement, or 52.243-3 Changes Time-and- Material or Labor-Hour
Specification, designs, drawings, and SOW, change in	FAR 52.243-1 ChangesFixed Price, 52.243-2 ChangesCost Reimbursement, or 52.243-3 Changes Time-and- Material or Labor-Hour
Stop Work	FAR 52.242-15 Stop-Work Order
Termination for Convenience	FAR 52.249-1 thru 7
Termination for Default	Far 52.249-8 thru 10
Value Engineering Change Proposal (VECP), incorporation of	FAR 52.248-1 Value Engineering, 52.248-2 Value EngineeringArchitect-Engineer, or 52.248-3 Value EngineeringConstruction



Order

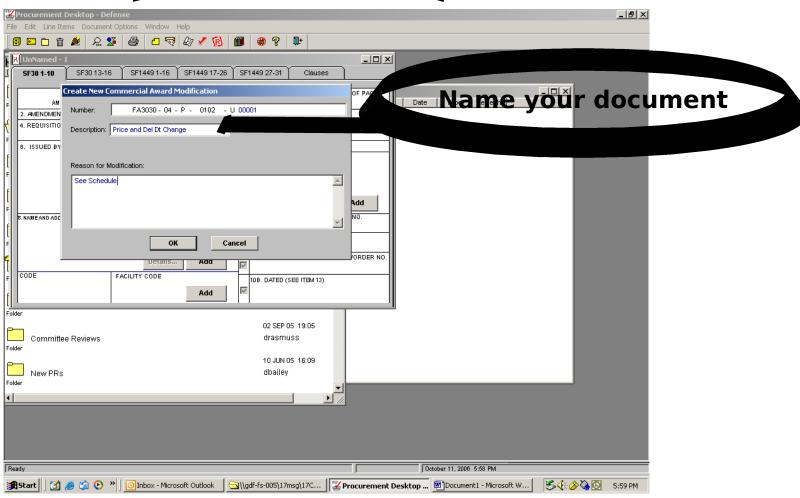








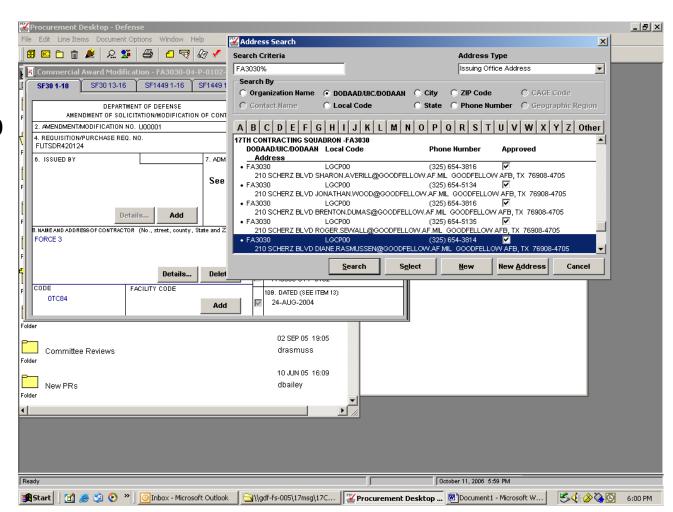
Zero Defect







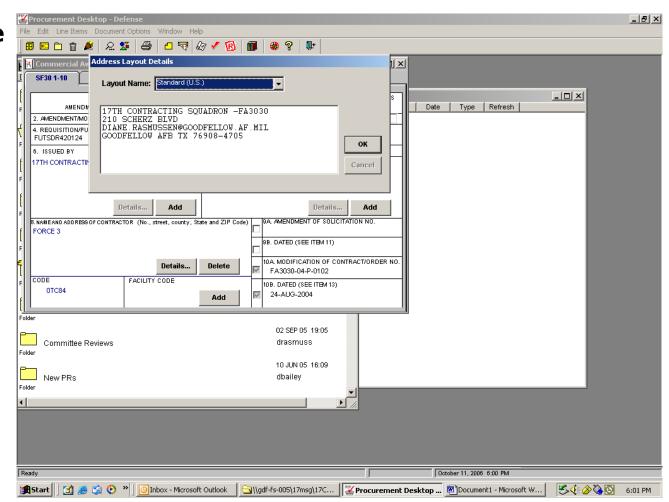
- Add Issued by
- 2. Fill in FA3030
- 3. Find the CO
- 4. Click on name
- 5. Click on Select







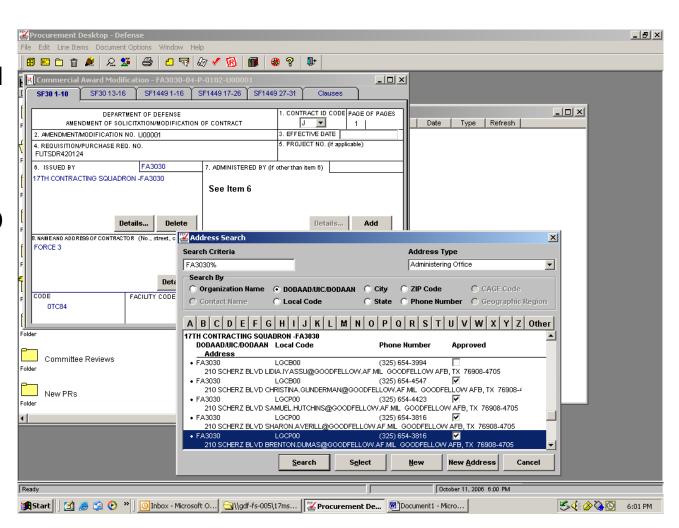
- 1. Generally the CO
- 2. Click OK







- Fill in Administered By
- 2. Click on Add
- 3. Fill in FA3030
- 4. Find the correct name
- 5. Click on Select

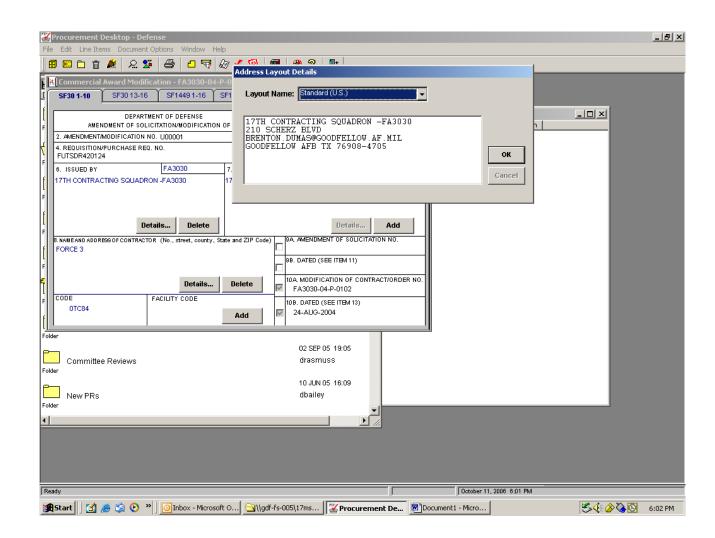






1. If correct

2. Click OK

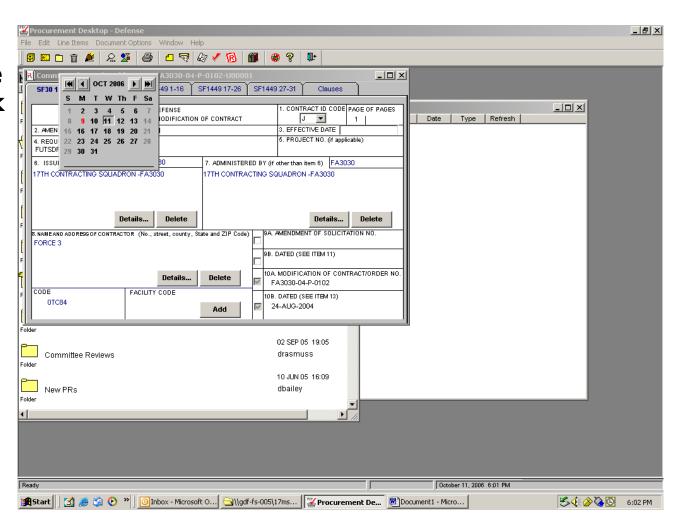






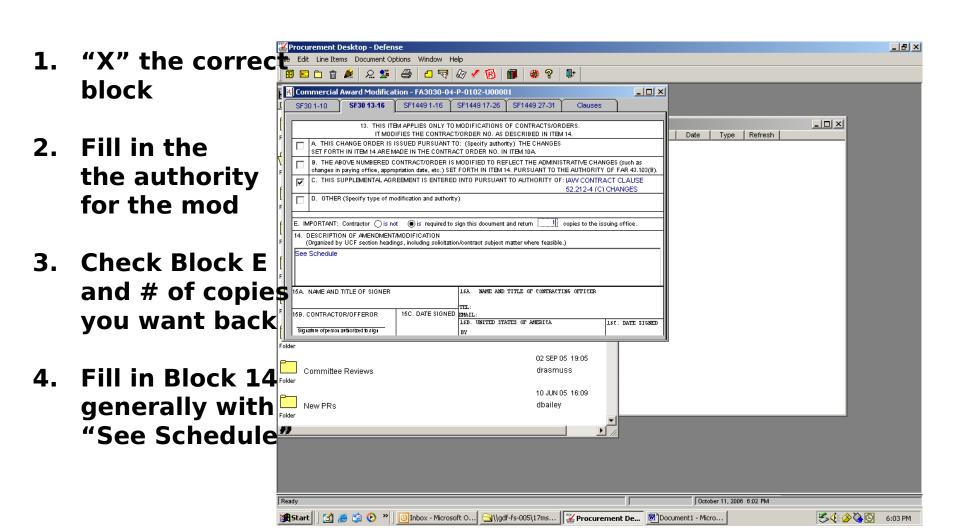
1. Shift double Click for date

- Double click date





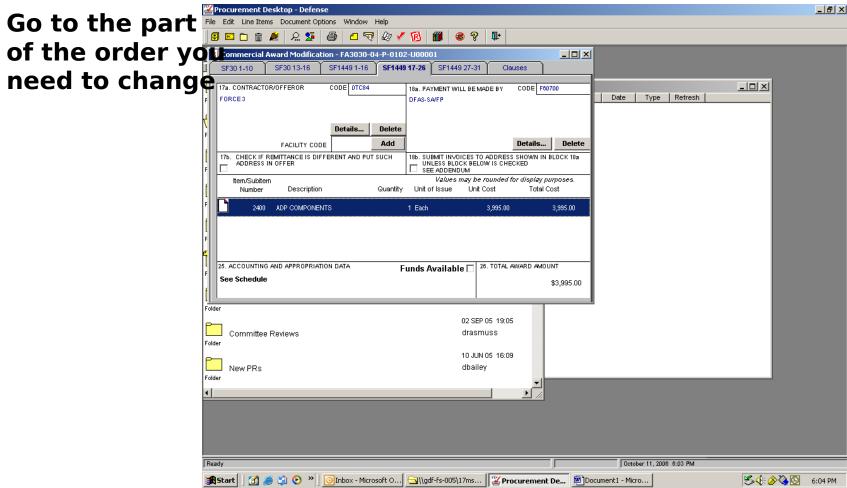








Go to the part need to change



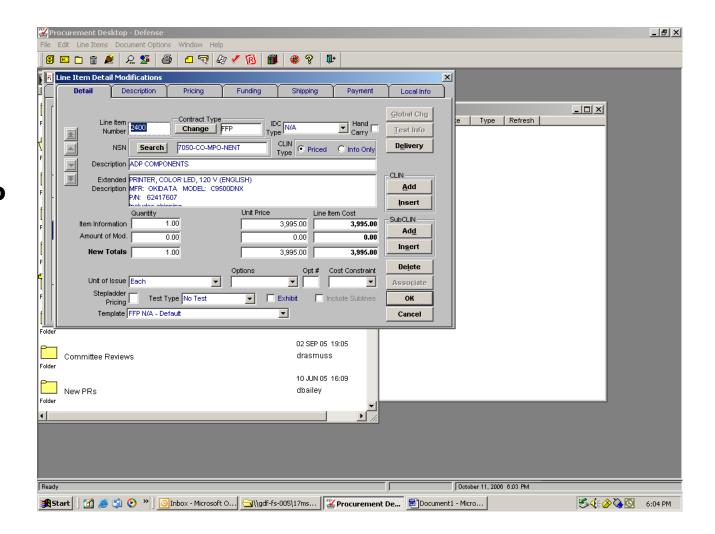




First we are doing a Delivery date change.

Then we will do a Unit price change.

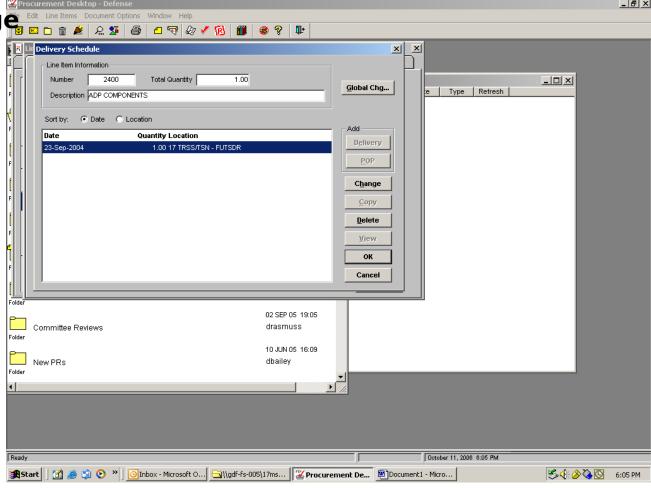
 Click on Delivery







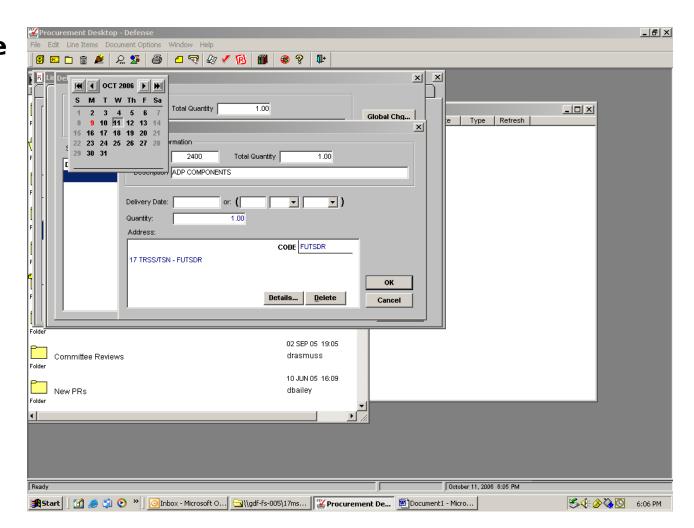
1. Click on change







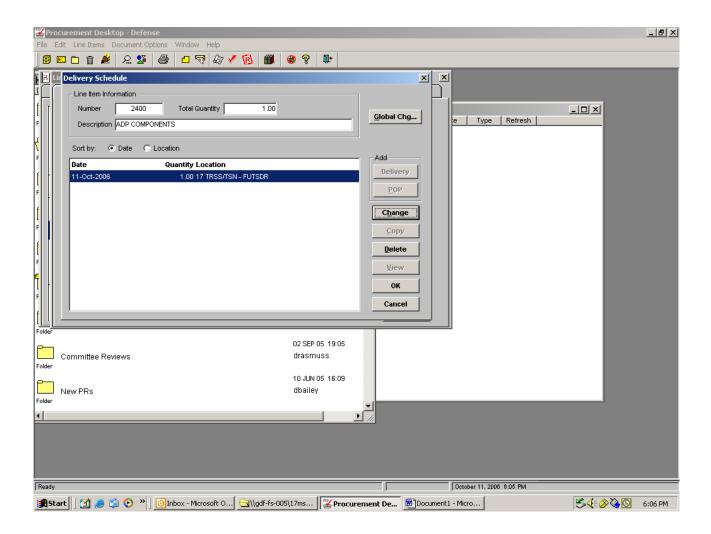
- 1. Shift double click on the date
- 2. Double click on new date
- 3. Click OK







- 1. If correct
- 2. Click OK





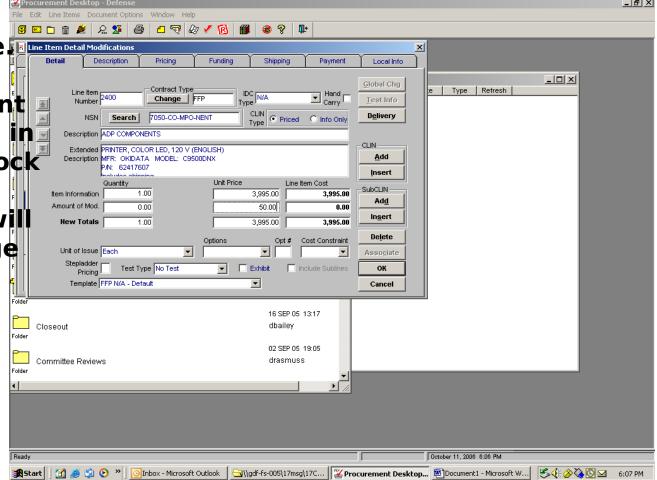


Then we will do a File Edit Line Items Document Option Unit price change | Line Item Detail Modifications

Put the amount of the change in the middle block

2. Tab and you will get the change

3. Click OK

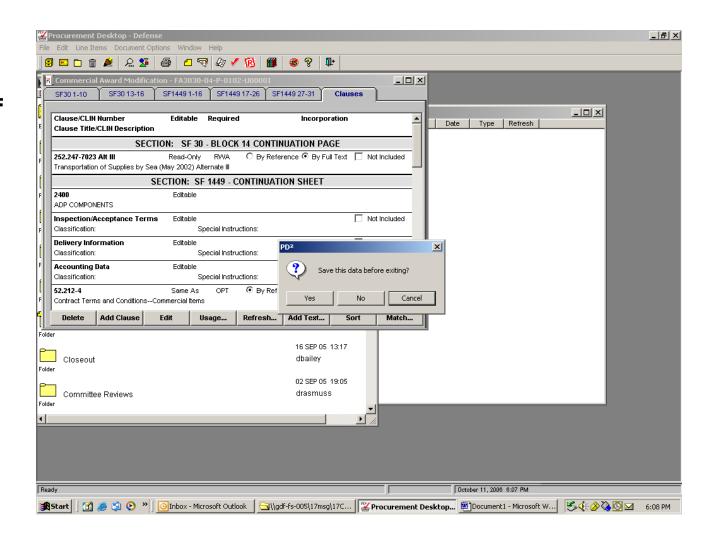






If all is good.

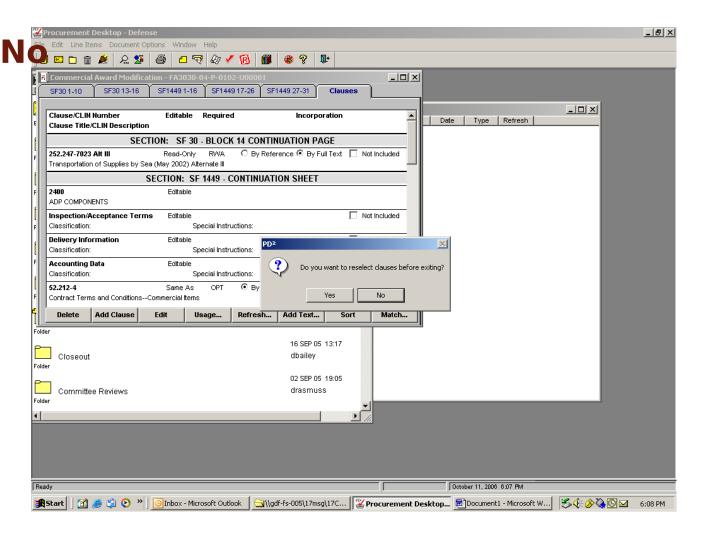
- Close out of your document and SAVE
- 2. Click on the Yes







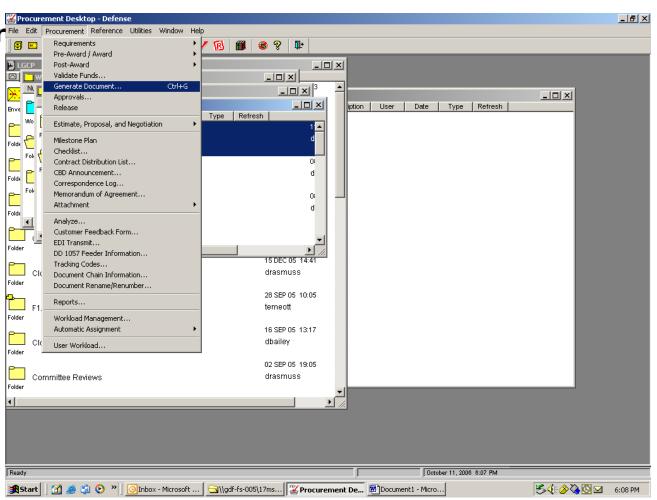
1. Click on the N







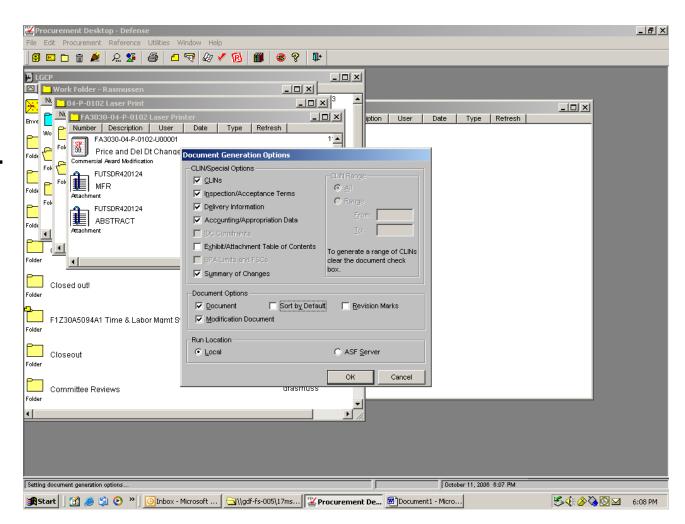
- Highlight your document
- 2. Click on Procurement
- 3. Click on Generate Document





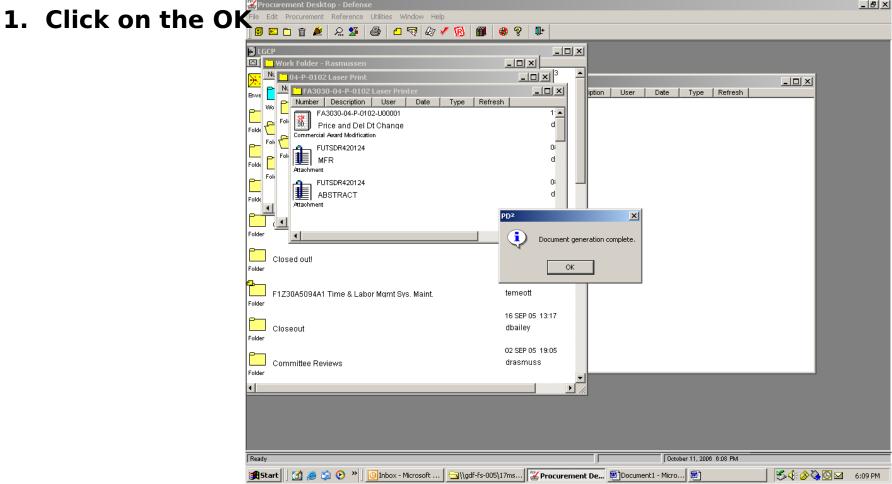


- 1. UNCHECK
 "Sort by
 Default"
- 2. Leave everything else Checked
- 3. Click OK









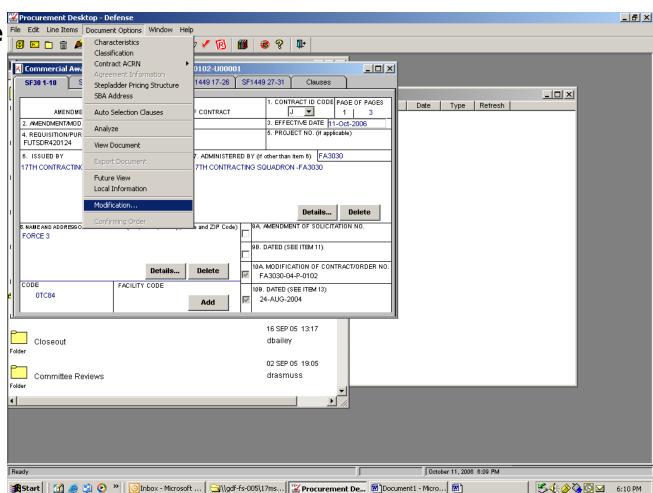




- Open your file
- 2. Click on Document Options
- 3. Click Modifications

On next screen

Click on "Summary of Changes"

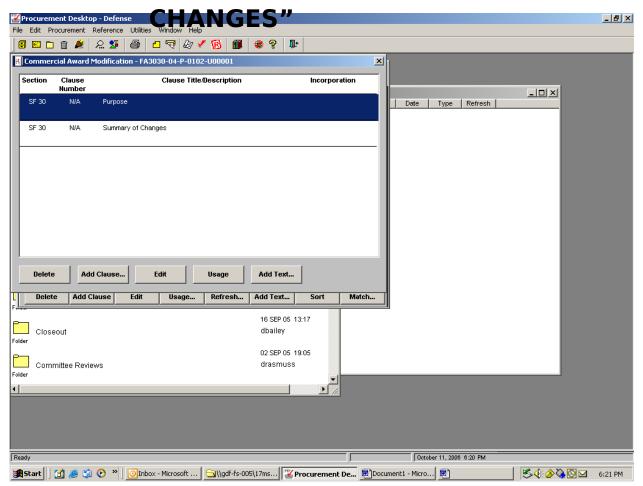






DO NOT CHANGE THE SYSTEM GENERATED "SUMMARY OF

- 1. Add Text
- 2. Edit Text







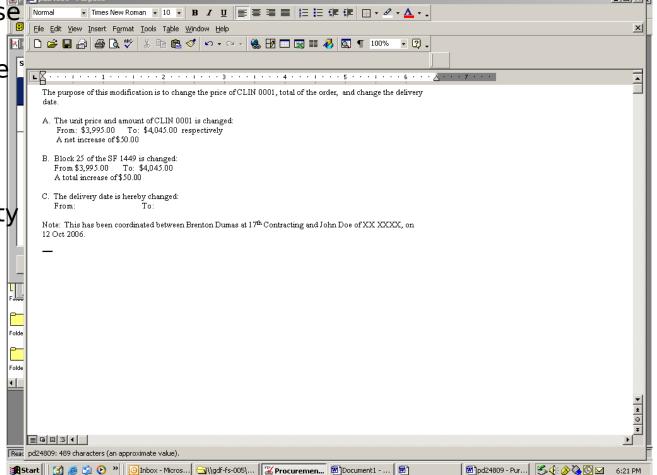
State the purpose

Identify what the modification is changing

This should be clear to any party reading the modification

4. May need to add the "Release of Claims"

5. No need to add still so a silvent of the standard strength of the st



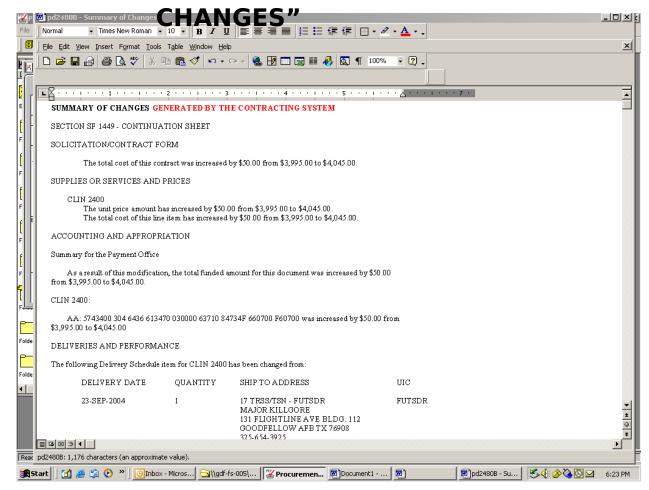




DO NOT CHANGE THE SYSTEM GENERATED "SUMMARY OF

- Open System
 Generated
 Summary of
 Changes
- 2. Add to the title something to the effect:

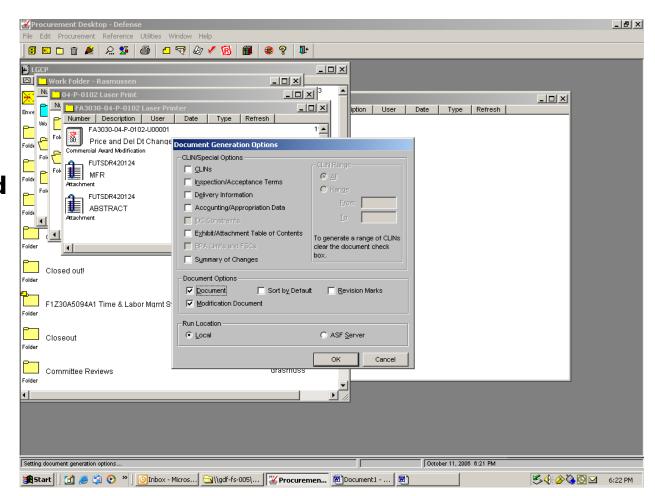
"GENERATED BY
THE
CONTRACTIN
G
SYSTEM"







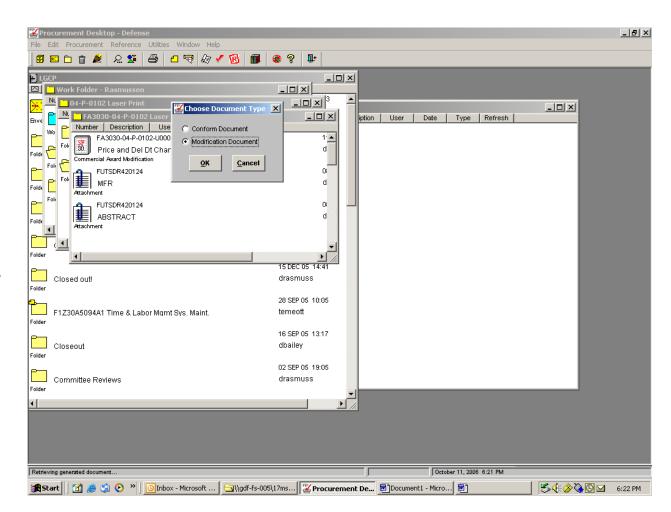
- 1. UNCHECK "Sort by Default"
- 2. Ensure
 Document and
 Modification
 Document is
 checked
- 3. Click OK







- 1. To view your modification
- 2. Click on your modification
- 3. Right Click
- 4. Print Preview
- 5. Check Modification Document
- 6. Click OK

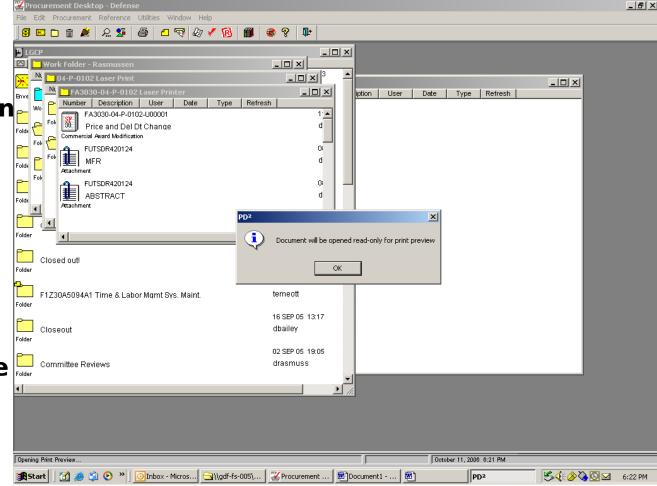






- 1. Click OK
- 2. If the document is in the format you like
- 3. Forward to your CO for signature

(If you work for Ms Rasmussen be ready to work a while until pages look good and the clauses







QUESTIONS